

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80522 of 2024

Arising Out of PS. Case No.-71 Year-2022 Thana- MANER District- Patna

Sukhal Manjhi @ Sukhan Manjhi S/O Late Bulkan Manjhi R/O Village-
Chhitnawan Mushari, P.S- Maner, Dist.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajeev Kumar, Advocate

For the Opposite Party/s : Mr. Ashok Kumar Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 20-11-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Special Case No. 137 of 2022 arising out of Maner PS Case
No. 71 of 2022 instituted for the offences under Sections
30(a), 32(ii), 34, 36 and 41 of the Bihar Prohibition and
Excise Act.

3. The prosecution case, in short, is that total 169
litres of liquor was recovered from seven different persons
and 5 litre liquor was recovered from the house of the
petitioner.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has falsely been implicated in
the present case. No incriminating material has been



recovered from the conscious possession of the petitioner. The petitioner has got no concern with the alleged recovery of liquor. It is submitted that the name of the petitioner has transpired as the recovery is made from the joint house of the petitioner where other family members reside. The petitioner is in custody since 23.09.2024 and has got nine criminal antecedents. There is no compliance of Section 103 of B.N.S.S.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Special Case No. 137 of 2022 arising out of Maner PS Case No. 71 of 2022., subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date



fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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